

DECLARATION OF EMERGENCY

Department of Health and Hospitals Bureau of Health Services Financing

Inpatient Hospital Services Out-of-State Hospitals—Reimbursement Methodology

The Department of Health and Hospitals, Bureau of Health Services Financing repeals the December 20, 2000 Rule governing the reimbursement methodology for inpatient hospital services provided by out-of-state hospitals covered under the Medical Assistance Program as authorized by R.S. 46:153 and 36:254, and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first. The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing promulgated a Rule governing the reimbursement of inpatient hospital services provided by out-of-state border hospitals (*Louisiana Register*, Volume 26, Number 12).

Pursuant to a settlement agreement, the Department of Health and Hospitals, Bureau of Health Services Financing now proposes to repeal the provisions of the December 20, 2000 Rule governing the reimbursement methodology for inpatient hospital services provided by out-of-state border hospitals.

This action is being taken to avoid federal sanctions from CMS. It is estimated that the implementation of this Emergency Rule will have no fiscal impact to the Medicaid Program for state fiscal year 2014-15.

Effective July 1, 2014, the Department of Health and Hospitals, Bureau of Health Services Financing repeals the provisions of the December 20, 2000 Rule governing the reimbursement of inpatient hospital services provided by out-of-state border hospitals.

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821—9030 or by email to MedicaidPolicy@la.gov. Ms. Kennedy is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Kathy H. Kliebert
Secretary